

1 KEVIN V. RYAN (CABN 118321)  
United States Attorney

2 MARK L. KROTOSKI (CABN 138549)  
3 Chief, Criminal Division

4 KIRSTIN M. AULT (CSBN 206052)  
Assistant United States Attorney

5 450 Golden Gate Ave., Box 36055  
6 San Francisco, California 94102  
Telephone: (415) 436-7151  
7 Facsimile: (415) 436-7234

8 Attorneys for Plaintiff

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11 OAKLAND DIVISION

12 UNITED STATES OF AMERICA,	)	No. CR 05-00651- CW
	)	
13 Plaintiff,	)	STIPULATION AND ORDER
	)	CONTINUING TIME FOR UNITED
14 v.	)	STATES' TO FILE OPPOSITIONS TO
	)	DEFENDANT'S MOTIONS AND
15 TIFFANY TAYLOR, CHRISTOPHER	)	DOCUMENTING THE EXCLUSION OF
16 JOHNSON, JOHN MORGAN, KIM	)	TIME UNDER THE SPEEDY TRIAL ACT
DRAGO, and MICHAEL DOWNEY,	)	18 U.S.C. § 3161
	)	
17 Defendants.	)	
	)	

18  
19 Defendant Christopher Johnson is one of two remaining defendants who have not entered  
20 guilty pleas in this case. Defendant Johnson was out of contact with his defense counsel from  
21 approximately January through June 2006. During that time, the remainder of the defendants  
22 engaged in extensive settlement discussions with the United States, and the case was resolved  
23 against all but one of those defendants. Defendant Johnson filed motions on August 4, 2006.  
24 The United States' response to those motions was due on August 18, 2006. However, the parties  
25 are engaging in settlement discussions and agree that the United States' time to respond to the  
26 motions filed by defendant Johnson should be extended. Therefore, the parties request that the  
27 Court extend the time for the filing of the United States' opposition to defendant Johnson's  
28 motions to September 18, 2006, one week before the next court date in this matter, and

document the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161 due to the pendency of defendant Johnson's motions.

With the agreement of the parties, and with the consent of the defendant, the Court enters this order continuing the date for the United States to respond to defendant Johnson's motions to September 18, 2006, and documenting the exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161, from August 5, 2006, through September 25, 2006, or the date when the Court resolves the defendant's motions, whichever is later. The parties agree, and the Court finds and holds, as follows:

1. Defendant Johnson is in custody.

2. Defendant Johnson agrees that the time for the United States to file its oppositions to his motions should be extended to September 18, 2006.

3. Defendant Johnson agrees that time is excluded under the Speedy Trial Act based upon the pendency of the motions he has filed in this matter.

4. Given these circumstances, the Court continues the date for the United States to file oppositions to defendant Johnson's motions to September 18, 2006, and documents the exclusion of time under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(1)(F).

STIPULATED:

DATED: September 5, 2006

/S/  
KIRSTIN M. AULT  
Assistant United States Attorney

DATED: August 30, 2006

/S/  
RANDALL KNOX  
Attorney for Defendant Johnson

IT IS SO ORDERED.

9/7/06  
DATED: \_\_\_\_\_

  
\_\_\_\_\_  
CLAUDIA WILKEN  
United States District Judge